

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RICKY WELBORNE, :  
: :  
Petitioner, : : CIVIL ACTION  
v. : :  
: : NO. 12-4001  
ROBERT COLLINS, et al., :  
: :  
Respondents. : :

**O R D E R**

AND NOW, this 4<sup>th</sup> day of May, 2017, upon careful and independent consideration of the petition for writ of habeas corpus, and after review of the thorough and well-reasoned Report and Recommendation of United States Magistrate Judge Linda K. Caracappa, **IT IS HEREBY ORDERED** that:

1. The report and recommendation is **APPROVED** and **ADOPTED**;<sup>1</sup>
2. The petition for a writ of habeas corpus is **DISMISSED** with prejudice;
3. A certificate of appealability **WILL NOT ISSUE**; and
4. The Clerk is directed to mark this case **CLOSED**.

BY THE COURT

/s/ *Lawrence F. Stengel*  
LAWRENCE F. STENGEL, J.

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<sup>1</sup> Petitioner Ricky Welborne brings this *pro se* petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. On November 30, 2016, United States Magistrate Judge Linda K. Caracappa issued a Report and Recommendation, recommending that the petition be denied and dismissed. As of the date of this Order, the petitioner has not filed any Objections to the Report and Recommendation. I will therefore approve and adopt the Report and Recommendation, and dismiss the petition with prejudice without an evidentiary hearing.